

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 14TH DECEMBER 2006 / 23RD AGRAHAYANA 1928

WP(C).No. 33303 of 2006(M)

PETITIONER:

K.VISWANATHAN,
DEPUTY CONSERVATOR OF FORESTS
(SOCIAL FORESTRY EXTENSION),
KOZHIKODE.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS:

1. STATE OF KERALA REPRESENTED BY ITS
SECRETARY TO GOVT., DEPARTMENT OF FOREST &
WILD LIFE, GOVT. SECRETARIAT,
THIRUVANANTHAPURAM.
2. CHIEF CONSERVATOR OF FORESTS,
FOREST HEAD QUARTERS, THIRUVANANTHAPURAM.
3. CONSERVATOR OF FORESTS,
NORTHERN CIRCLE, KANNUR.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14/12/2006, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO.33303 of 2006

Dated this the 14th day of December, 2006

JUDGMENT

The Government had passed Ext.P13 order on 17.12.2005 placing the petitioner, who was working as Divisional Forest Officer (Timber Sales) Kozhikode and one Sri.M.P.Prabhakaran, who was the Deputy Ranger under suspension. The petitioner filed representations before the Government to revoke the order of suspension. But he could not succeed. Subsequently, the Deputy Ranger Sri.M.P.Prabhakaran filed W.P.(C) No.9071/2006 which was disposed of by this Court, as per Ext.P21 judgment directing the Government to complete the disciplinary enquiry within a specified time limit in default of which direction was issued to reinstate him. Pursuant to Ext.P21 judgment, the Chief Conservator of Forests (Administration) passed orders reinstating Sri.Prabhakaran in service. Contending that the petitioner is entitled to get a similar treatment and seeking for orders reinstating him in service, Ext.P23 representation has been filed before the Government. Learned counsel for the petitioner submits that direction may be issued to the Government to pass early orders on Ext.P23.

2. I have heard the learned Government Pleader for the

respondents.

3. The fact that the Government had considered the request of the petitioner for revoking the order of suspension on an earlier occasion and had rejected the same, will not stand in the way of the Government considering the request of the petitioner once again especially when fresh grounds are raised.

4. The Government shall consider the circumstances under which Sri.Prabhakaran was reinstated in service as per Ext.P22 while passing orders on Ext.P23.

5. This order shall be done within one month on the petitioner producing a copy of the judgment along with a copy of the writ petition.

K.K.DENESAN, JUDGE

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